

BROOKS M. SMITH  
804.697.1414 telephone  
804.697.1339 facsimile  
brooks.smith@troutmansanders.com

# TROUTMAN SANDERS

TROUTMAN SANDERS LLP  
Attorneys at Law  
Troutman Sanders Building  
1001 Haxall Point  
P.O. Box 1122 (23218-1122)  
Richmond, Virginia 23219  
804.697.1200 telephone  
troutmansanders.com

December 23, 2013

Mr. Kevin M. Pierard, Chief  
NPDES Programs Branch  
U.S. EPA Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604-3590


**Re: Clean Water Act Section 308 Information Request  
American Energy Corporation – Century Mine Bennoc Refuse Disposal Area  
Docket No. V-W-14-308-06**

Dear Mr. Pierard:

As a follow-up to my letter dated December 10, I offer American Energy Corporation's initial response to EPA's information request. Our response consists of two maps depicting the proposed Bennoc refuse disposal area in relation to the SMCRA monitoring locations from which EPA has requested data. The first map presents the relevant excerpts from the map originally submitted to Ohio DNR as part of the SMCRA application for this project. The second map presents a zoomed-in view of the area in and around ponds 001/023 and 002/024. Please note that the quarterly sampling sites are marked with a hexagon. The ones without a hexagon are one-time sampling sites used for the SMCRA permit application.

We believe that these maps help to show why EPA's request is not reasonably tailored to assist EPA in determining whether Ohio EPA's proposed NPDES permit falls within the guidelines and requirements of the Clean Water Act. Once you have had an opportunity to review these maps, we agree with you that it would be useful to have a discussion in which we attempt to resolve any lingering confusion and avoid any unnecessary or unreasonable work on my client's part.

Sincerely,



Brooks M. Smith

cc: Mr. Paul Novak, Ohio EPA

ATLANTA BEIJING CHICAGO HONG KONG NEW YORK NORFOLK ORANGE COUNTY PORTLAND  
RALEIGH RICHMOND SAN DIEGO SHANGHAI TYSONS CORNER VIRGINIA BEACH WASHINGTON, DC

21618635v1 240839.000006